

Fill in this information to identify your case:

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF NEW YORK

Case number (if known) Chapter **11**

☐ Check if this an
amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/19

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name **90 Downing St LP**

2. All other names debtor
used in the last 8 years

Include any assumed
names, trade names and
doing business as names

3. Debtor's federal
Employer Identification
Number (EIN) **46-1177503**

4. Debtor's address Principal place of business Mailing address, if different from principal place of
business

**114 East 13th Street
New York, NY 10003**

Number, Street, City, State & ZIP Code

New York
County

P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal
place of business

90 Downing Street Brooklyn, NY 11238
Number, Street, City, State & ZIP Code

5. Debtor's website (URL)

6. Type of debtor ☐ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☒ Partnership (excluding LLP)
☐ Other. Specify:

Debtor **90 Downing St LP**
Name

Case number (if known)

7. Describe debtor's business A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☒ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☐ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.
 See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

5313

8. Under which chapter of the Bankruptcy Code is the debtor filing? Check one:

- ☐ Chapter 7
☐ Chapter 9

☒ Chapter 11. Check all that apply:

- ☒ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 4/01/22 and every 3 years after that).
☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☐ A plan is being filed with this petition.
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years? ☒ No.
☐ Yes.

If more than 2 cases, attach a separate list.

District _____ When _____ Case number _____

District _____ When _____ Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor? ☐ No.
☒ Yes.

List all cases. If more than 1, attach a separate list

Debtor **27 Putnam Ave LP** Relationship **Affiliate**

District **NYSB** When **10/25/19** Case number, if known **19-13412**

Debtor **90 Downing St LP**
Name

Case number (if known)

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard?

☐ It needs to be physically secured or protected from the weather.

☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐ Other

Where is the property?

Number, Street, City, State & ZIP Code

Is the property insured?

☐ No

☐ Yes. Insurance agency

Contact name

Phone

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

☒ 1-49

☐ 50-99

☐ 100-199

☐ 200-999

☐ 1,000-5,000

☐ 5001-10,000

☐ 10,001-25,000

☐ 25,001-50,000

☐ 50,001-100,000

☐ More than 100,000

15. Estimated Assets

☐ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☐ \$1,000,001 - \$10 million

☒ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

16. Estimated liabilities

☐ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☐ \$1,000,001 - \$10 million

☒ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

Debtor **90 Downing St LP**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **October 25, 2019**
MM / DD / YYYY

X /s/ David Scheible

Signature of authorized representative of debtor

David Scheible

Printed name

Title **Clinton Hill GP LLC, by David Scheible,
authorized signatory**

18. Signature of attorney

X /s/ Mark Frankel

Signature of attorney for debtor

Date **October 25, 2019**

MM / DD / YYYY

Mark Frankel

Printed name

Backenroth Frankel & Krinsky, LLP

Firm name

**800 Thrid Avenue
New York, NY 10022**

Number, Street, City, State & ZIP Code

Contact phone **(212) 593-1100**

Email address

1989 NY

Bar number and State

Fill in this information to identify the case:

Debtor name **90 Downing St LP**
 United States Bankruptcy Court for the: **SOUTHERN DISTRICT OF NEW YORK**
 Case number (if known): _____

☐ Check if this is an amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Atlantic Intercom Services 652 Central Park Ave Yonkers, NY 10704		Vendor				\$278.00
Berline Lucien 1564 Union St. Apt 3C Brooklyn, NY 11213		Unknown				\$0.00
Big Mike's A/C 269 Links Dr. W Oceanside, NY 11572		Vendor				\$537.00
Jack Jaffa 147 Prince Street Brooklyn, NY 11201		Vendor				\$1,050.00
Miguels Locksmith 672 4th Ave Ste 2 Brooklyn, NY 11232		Vendor				\$230.00
National Grid Accounts Processing One MetroTech Center Brooklyn, NY 11201		Utilities				\$927.00
New York City ECB 99 John St New York, NY 10038		Possible Violations				\$0.00
New York City HPD 100 Gold St New York, NY 10038		Possible Violations				\$0.00
NYC Department of Finance 66 John Street New York, NY 10038		Possible Tax				\$0.00

Debtor **90 Downing St LP**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
NYC Water Board PO Box 11863 Newark, NJ 07101-8163		Utility	Unliquidated			\$35,290.00
NYS Dept of Tax & Finance Bankruptcy Unit PO Box 5300 Albany, NY 12205		Possible Tax				\$0.00
Rosenblum & Bianco LLP 100 Merrick Road, Suite 306E Rockville Centre, NY 11570		Legal				\$1,461.00
Time Warner Cable 41-61 Kissena Blvd. Flushing, NY 11355		Utility	Unliquidated			\$491.00
Tuttle Yick LLP 220 E 42 St Fl 29 New York, NY 10017		Legal				\$171.00
Webster Lock & Hardware 2471 Webster Ave Bronx, NY 10458		Vendor				\$1,513.00

**United States Bankruptcy Court
Southern District of New York**

In re **90 Downing St LP**

Debtor(s)

Case No.

Chapter **11**

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
---	----------------	----------------------	------------------

ClintonHill Mezz Borrower LP 114 East 13th Street New York, NY 10003			
---	--	--	--

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the **Clinton Hill GP LLC**, by **David Scheible**, authorized signatory of the partnership named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date **October 25, 2019**

Signature **/s/ David Scheible**
David Scheible

Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571.

**United States Bankruptcy Court
Southern District of New York**

In re **90 Downing St LP**

Debtor(s)

Case No.

Chapter

11

VERIFICATION OF CREDITOR MATRIX

I, the Clinton Hill GP LLC, by David Scheible, authorized signatory of the partnership named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **October 25, 2019**

/s/ David Scheible

**David Scheible/Clinton Hill GP LLC, by David Scheible,
authorized signatory**

Signer/Title

Internal Revenue Service
c/o US Attorney Claims Unit
One Saint Andrews Plaza Rm 417
New York, NY 10007

Office of The United States Trustee
U.S. Federal Office Building
201 Varick Street
Suite 1006
New York, NY 10014

United States of America
c/o U.S. Attorney
86 Chambers Street
New York, NY 10007

NYS Dept of Tax & Finance
Bankruptcy Unit
PO Box 5300
Albany, NY 12205

State of New York
Attorney General's Office
120 Broadway
New York, NY 10271

City of New York
NYC Law Department
100 Church St
New York, NY 10007

NYC Department of Finance
66 John Street
New York, NY 10038

Backenroth Frankel & Krinsky
800 Third Avenue
11th Floor
New York, NY 10022

27 Putnam Ave LP
114 East 13th Street
New York, NY 10003

423 Grand Ave LP
114 East 13th Street
New York, NY 10003

429 Grand Ave LP
114 East 13th Street
New York, NY 10003

Andrea Stephens
90 Downing St
Unit 12
Brooklyn, NY 11238

Atlantic Intercom Services
652 Central Park Ave
Yonkers, NY 10704

Berline Lucien
1564 Union St. Apt 3C
Brooklyn, NY 11213

Big Mike's A/C
269 Links Dr. W
Oceanside, NY 11572

Bryan J Vargas
90 Downing St
Unit 20
Brooklyn, NY 11238

Carson Keely Orr, Micahel McFadden
90 Downing St
Unit 28
Brooklyn, NY 11238

Charlene Sheppard Duncan
90 Downing St
Unit 3
Brooklyn, NY 11238

Christopher Baker
90 Downing St
Bsmt
Brooklyn, NY 11238

Clarence Bookman
90 Downing St
Unit 2
Brooklyn, NY 11238

Cristian Dela Rosa
90 Downing St
Unit 5
Brooklyn, NY 11238

Cristina Nehme
90 Downing St
Unit 11
Brooklyn, NY 11238

Darren Fails
90 Downing St
Unit 24
Brooklyn, NY 11238

Deon Brown
90 Downing St
Unit 15
Brooklyn, NY 11238

Devon Smith
90 Downing St
Unit 32
Brooklyn, NY 11238

Dorothy Daniels
90 Downing St
Unit 19
Brooklyn, NY 11238

DS-CREF3 Clinton Senior Notebuyer LLC
114 East 13th Street
New York, NY 10003

Elaine Sloan
90 Downing St
Unit 14
Brooklyn, NY 11238

Elena Lunyova
90 Downing St
Unit 39
Brooklyn, NY 11238

Elisabeth Marangoudakis
90 Downing St
Unit 8
Brooklyn, NY 11238

Harlee Gause
90 Downing St
Unit 34
Brooklyn, NY 11238

Jack Jaffa
147 Prince Street
Brooklyn, NY 11201

Jana Cunningham
90 Downing St
Unit 18
Brooklyn, NY 11238

Jaye Melino, Soham Joglekar
90 Downing St
Unit 40
Brooklyn, NY 11238

Jeffrey Robinson
90 Downing St
Unit 25
Brooklyn, NY 11238

Jose Urquijo
90 Downing St
Unit 22
Brooklyn, NY 11238

Kathleen Lundgren
90 Downing St
Unit 4
Brooklyn, NY 11238

Kathyann Forsyth
90 Downing St
Unit 36
Brooklyn, NY 11238

Kurlene John
90 Downing St
Unit 30
Brooklyn, NY 11238

Louis Vitelli
90 Downing St
Unit 41
Brooklyn, NY 11238

Lucas Dowiak
90 Downing St
Unit 1
Brooklyn, NY 11238

Madaline McKay
90 Downing St
Unit 26
Brooklyn, NY 11238

Mark Howard
90 Downing St
Unit 27
Brooklyn, NY 11238

Mattie Stewart
90 Downing St
Unit 10
Brooklyn, NY 11238

Michael Nacmias
90 Downing St
Unit 37
Brooklyn, NY 11238

Miguels Locksmith
672 4th Ave Ste 2
Brooklyn, NY 11232

Mikael Johnson
90 Downing St
Unit 16
Brooklyn, NY 11238

National Grid
Accounts Processing
One MetroTech Center
Brooklyn, NY 11201

New York City ECB
99 John St
New York, NY 10038

New York City HPD
100 Gold St
New York, NY 10038

Nicole Sweet
90 Downing St
Unit 38
Brooklyn, NY 11238

NYC Water Board
PO Box 11863
Newark, NJ 07101-8163

Paige Regalado, Felix Emiliano-Vargas
Marya Friedman
90 Downing St. Unit 9
Brooklyn, NY 11238

Patricia Niles
90 Downing St
Unit 6
Brooklyn, NY 11238

Rosenblum & Bianco LLP
100 Merrick Road, Suite 306E
Rockville Centre, NY 11570

Sarah Carpenter
90 Downing St
Unit 30
Brooklyn, NY 11238

Time Warner Cable
41-61 Kissena Blvd.
Flushing, NY 11355

Tuttle Yick LLP
220 E 42 St Fl 29
New York, NY 10017

Vanessa Poole
90 Downing St
Unit 7
Brooklyn, NY 11238

Webster Lock & Hardware
2471 Webster Ave
Bronx, NY 10458

Whitney Vairin, Jennifer Hansen
90 Downing St
Unit 33
Brooklyn, NY 11238

**United States Bankruptcy Court
Southern District of New York**

In re 90 Downing St LP

Debtor(s)

Case No.

Chapter

11

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, David Scheible, declare under penalty of perjury that I am an authorized Signatory of **Clinton Hill GP LLC, the general partner of 90 Downing St LP**, and that the following is a true and correct copy of the resolutions adopted at a special meeting duly called and held on the 22nd day of October, 2019.

"Whereas, it is in the best interest of this LP to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;

Be It Therefore Resolved, Clinton Hill GP LLC, by David Scheible, authorized signatory is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 11 voluntary bankruptcy case; and

Be It Further Resolved, that Clinton Hill GP LLC, by David Scheible, authorized signatory is authorized and directed to appear in all bankruptcy proceedings, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents in connection with such bankruptcy case, and

Be It Further Resolved, that Clinton Hill GP LLC, by David Scheible, authorized signatory is authorized and directed to employ the law firm of Backenroth Frankel & Krinsky, LLP in such bankruptcy case."

Date October 22, 2019

Signed /s/ David Scheible

Resolution of **90 Downing St LP**

Whereas, it is in the best interest of this LP to file a voluntary petition in the the United States Bankruptcy Court pursuant to Chapter **11** of Title 11 of the United States Code;

Be It Therefore Resolved, that Clinton Hill GP LLC, by David Scheible, authorized signatory, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter **11** voluntary bankruptcy case; and

Be It Further Resolved, that Clinton Hill GP LLC, by David Scheible, authorized signatory is authorized and directed to appear in all bankruptcy proceedings, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents in connection with such bankruptcy case, and

Be It Further Resolved, that Clinton Hill GP LLC, by David Scheible, authorized signatory is authorized and directed to employ the law firm of **Backenroth Frankel & Krinsky, LLP** to represent the corporation in such bankruptcy case.